

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	
MATHEW J. TOMBERS, on behalf of himself	:
and all others similarly situated,	:
	:
Plaintiff,	:
	:
- against -	:
	:
INDYMAC BANK, F.S.B.,	:
	:
Defendant.	:
-----X	

08 Civ. 5068 (NRB)(JCF)

CERTIFICATE OF SERVICE

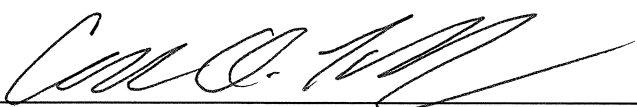
I, Casey D. Laffey, am an attorney admitted to practice before this Court, and hereby certify that on June 3, 2008, I caused true and correct copies of the foregoing: (a) Civil Cover Sheet; (b) Notice of Removal with exhibits annexed thereto; (c) Notice of Filing of Notice of Removal to Federal Court with exhibits and enclosures thereto; (d) Indymac Bank, F.S.B.'s Rule 7.1 Corporate Disclosure Statement; (e) the Individual Motion Practices and Rules of Honorable Naomi R. Buchwald; (f) the Individual Motion Practices and Rules of Honorable James C. Francis; (g) Consent to Proceed Before United States Magistrate Judge; and (h) Electronic Case Filing Rules & Instructions, to be served upon the following counsel for Plaintiff via overnight courier:

Bernstein, Nackman & Feinberg, LLP
Attn: Roger J. Bernstein
233 Broadway, Suite 2701
New York, New York 10279

Goldberg, Corwin & Greenberg, LLP
331 Madison Ave., 15th Floor
New York, New York 10017

Shepherd, Finkelman, Miller & Shah, LLC
Attn: James C. Shah
35 E. State St.
Media, Pennsylvania 19063

Dated: New York, New York
June 3, 2008


Casey D. Laffey (CL-1483)

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MATHEW J. TOMBERS, on behalf of himself
and all others similarly situated,

Plaintiff,

- against -

INDYMAC BANK, F.S.B.,

Defendant.

Index No. 601310/08

[Removed to the United States District Court for the Southern District of New York]

AFFIRMATION OF SERVICE

CASEY D. LAFFEY, affirms the following under penalty of perjury:

1. I am not a party to the within action, and I am over 18 years of age. I am an attorney admitted to practice before this Court and the Courts of New York State.


2. On June 3, 2008, I caused true and correct copies of the attached Notice of Filing of Notice of Removal to Federal Court, with its exhibits and enclosures, to be served by overnight courier upon:

Bernstein, Nackman & Feinberg, LLP
Attn: Roger J. Bernstein
233 Broadway, Suite 2701
New York, New York 10279

Goldberg, Corwin & Greenberg, LLP
331 Madison Ave., 15th Floor
New York, New York 10017

Shepherd, Finkelman, Miller & Shah, LLC
Attn: James C. Shah
35 E. State St.
Media, Pennsylvania 19063

Dated: New York, New York
June 3, 2008


Casey D. Laffey

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
MATHEW J. TOMBERS, on behalf of himself
and all others similarly situated,

Plaintiff,

- against -

INDYMAC BANK, F.S.B.,

Defendant.
-----X

Index No. 08-601310

**INDYMAC BANK, F.S.B.'S
NOTICE OF FILING
OF REMOVAL**


Defendant Indymac Bank, F.S.B., by its attorneys, hereby provides notice pursuant to 28 U.S.C. § 1446(d) that it has submitted a Notice of Removal pursuant to 28 U.S.C. §§ 1331 and 1441(b) for this civil action to be removed to the United States District Court for the Southern District of New York. A copy of the Notice of Removal filed with the United States District Court for the Southern District of New York, is attached.

Dated: June 3, 2008

DYKEMA GOSSETT PLLC

By: s/ Richard E. Gottlieb
10 South Wacker Drive
Suite 2300
Chicago, Illinois 60606
(312) 876-1700
RGottlieb@dykema.com

REED SMITH LLP

By: 
Casey D. Laffey (CL-1483)
599 Lexington Avenue, 22nd Floor
New York, New York 10022
(212) 521-5400
claffey@reedsmith.com

Attorneys for Defendant Indymac Bank, F.S.B.